

रजिस्टर्ड नं० पी० ४६१.



राजपत्र, हिमाचल प्रदेश (प्रसाधारण)

हिमाचल प्रदेश राज्यशासन द्वारा प्रकाशित

शिमला, बृहस्पतिवार, 27 सितम्बर, 1973/5 आश्विन, 1895

GOVERNMENT OF HIMACHAL PRADESH
LAW DEPARTMENT
NOTIFICATION

Simla-2, the 27th September, 1973

No. 5-18/73-LR.—The Himachal Pradesh Panchayati Raj (Amendment) Ordinance, 1973 (Ordinance No. 3 of 1973) promulgated by the Governor, Himachal Pradesh on the 26th September, 1973, is hereby published in the Rajpatra, Himachal Pradesh, for the information of general public.

JOSEPH DINA NATH,
Deputy Secretary.

ORDINANCE NO. 3 OF 1973.

**THE HIMACHAL PRADESH PANCHAYATI RAJ
(AMENDMENT) ORDINANCE, 1973**

Promulgated by the Governor of Himachal Pradesh in the Twenty-fourth year of the Republic of India.

AN Ordinance to further amend the Himachal Pradesh Panchayati Raj Act, 1968 (Act No. 19 of 1970).

WHEREAS, the Legislative Assembly of Himachal Pradesh is not in Session and the Governor is satisfied that circumstances exist which render it necessary for him to take immediate action;

NOW, THEREFORE, in exercise of the powers conferred by clause (1) of Article 213 of the Constitution of India, the Governor of Himachal Pradesh is pleased to promulgate the following Ordinance:—

Short title
and commencement.

1. (1) This Ordinance may be called the Himachal Pradesh Panchayati Raj (Amendment) Ordinance, 1973.

(2) It shall come into force at once.

Amendment
of section
12.

2. In proviso to section 12 of the Himachal Pradesh Panchayati Raj Act, 1968 (Act No. 19 of 1970) (hereinafter called the Principal Act), the words “but no co-optation shall be done by such Gram Panchayat unless all its members are duly elected” shall be deleted.

Amendment
of section
74.

3. For sub-section (2) of section 74 of the Principal Act the following sub-section (2) shall be substituted, namely:—

“(2) After the co-optation under sub-section (1), the Chairman shall be elected by majority vote amongst the primary and co-opted members of the Panchayat Samiti in the prescribed manner. Thereafter the Vice-Chairman shall be elected by majority vote, in the same manner:

Provided that if a Pradhan of a Gram Panchayat is elected as Chairman of the Panchayat Samiti, he shall cease to be the Pradhan of the Gram Panchayat from the date of his election as Chairman of the Panchayat Samiti is notified.”.

4. For sub-sections (4) and (5) of section 195 of the Principal Act the following shall be substituted as sub-section (4) and (5), namely:—

Amendment
of section
195.

“(4) There shall be a special meeting of the Gram Panchayat for electing Nayaya Panches and such a meeting shall be presided over by the prescribed authority. The quorum for holding such meeting shall be 5 Panches of the Gram Panchayat.

(5) The Gram Panchayat may elect any member of Gram Sabha as a Nyaya Panch provided such a member is not disqualified for being chosen as a Panch under sub-section (5) of section 9 of the Act.”.

5. In Schedule II, appended to the Principal Act, the item Nos. 47, 48 and 49 shall be deleted.

Amendment
of Schedule
II.

S. CHAKRAVARTI,
Governor.

SIMLA:
The 26th September, 1973.

JOSEPH DINA NATH,
Deputy Secretary.